

STATE OF NORTH CAROLINA
SECOND JUDICIAL DISTRICT

IN THE GENERAL COURT OF JUSTICE

IN THE MATTER OF
THE SECOND JUDICIAL DISTRICT
OCRACOKE ISLAND RESIDENTS

ORDER

COURT DATES FOR OCRACOKE ISLAND RESIDENTS POSTPONED UNTIL AFTER
NOVEMBER 11TH, 2019.

WHEREAS, Hurricane Dorian has caused extensive flooding and massive destruction of property on Ocracoke Island, resulting in the total disruption of services, transportation and normalcy in the lives of Ocracoke Island residents; and

WHEREAS, the Superior and District Courts of the Second Judicial District recognize that under such stressful circumstances having to appear in court while dealing with such issues will place great hardship upon the Island residents, and as a result determines that the interest of justice will be served by postponing any court dates until after November 11th, 2019;

NOW, THEREFORE, the Senior Resident Superior Court Judge and the Chief District Court Judge for the Second Judicial District do hereby adopt the following:

ADMINISTRATIVE ORDER

SUPERIOR COURT

1. Those criminal defendants and parties to civil actions pending before the Superior Court in the Second Judicial whose address of record or actual physical living address is on Ocracoke Island, N.C. will not be required to appear at any scheduled court date before November 11th, 2019.
2. There shall not be any failure to appear or orders for arrest issued for any such parties described herein for nonappearance at any court date prior to November 12, 2019. Such court dates shall be continued to a date after November 11th, 2019.

3. That any civil pleading or filing requiring a response from an Ocracoke Island resident shall not be required to be filed until November 30, 2019.
4. This shall not apply to the following:
 - a. Any defendants who are in custody.
 - b. Any probation violations where the defendant is alleged to have absconded.
 - c. Any appearance for the purpose of advising and determining counsel.
5. That all Ocracoke Island residents that were summoned for jury duty on September 16, 2019, shall be deferred until a later date, and will be notified by mail.

ADMINISTRATIVE ORDER

DISTRICT COURT

6. Those criminal defendants and parties to civil actions pending before the District Court in the Second Judicial District whose address of record or actual physical living address is on Ocracoke Island, N.C. will not be required to appear at any scheduled court date before November 11, 2019.
7. There shall not be any failure to appear or orders for arrest issued for any such parties described herein for nonappearance at any court date prior to November 12, 2019. Such court dates shall be continued to a date after November 11, 2019.
8. That all civil cases be continued until after November 12, 2019.
9. That any civil pleading or filing requiring a response from an Ocracoke Island resident shall not be required to be filed until November 30, 2019.
10. The following cases are exceptions to the aforementioned provisions:
 - a. Any party involved in a Civil Domestic Violence or No Contact action;
 - b. Any party involved in a Child Protective Services action;

- c. Any party involved in a Juvenile Delinquency Secured Custody action;
- d. Any party involved in a Return on an Immediate Custody Order;
- e. Any defendants who are in custody;
- f. Any probation violations where the defendant is alleged to have absconded; or
- g. Any appearance for the purpose of advising and determining counsel.
(Defendants and all parties in these actions need to be present and ready to handle their matters on the scheduled time and date. Any matter may be continued with the consent and in the discretion of the presiding judge.)

Entered this the 9th day of September, 2019, by the Inherent Authority of the Court.

Wayland J. Sermons, Jr.

Regina R. Parker

The Honorable Wayland J. Sermons, Jr.
Senior Resident Superior Court Judge
Second Judicial District

The Honorable Regina R. Parker
Chief District Court Judge
Second Judicial District